

Parks of the Committee on Energy and Natural Resources;

The hearing will be held on Tuesday, September 9, 2003, at 2:30 p.m. in room SD-366 of the Dirksen Senate Office Building in Washington, DC.

The purpose of the hearing is to receive testimony on the following bills: S. 808, to provide for expansion of Sleeping Bear Dunes National Lakeshore; S. 1107, to enhance the recreational fee demonstration program for the National Park Service, and for other purposes; and H.R. 620, to authorize the Secretary of the Interior to provide supplemental funding and other services that are necessary to assist the State of California or local educational agencies in California in providing educational services for students attending schools located within the Park.

Because of the limited time available for the hearings, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, United States Senate, SD-364 Dirksen Senate Office Building, Washington, DC 20510-6150.

For further information, please contact Tom Lillie at (202) 224-5161 or Pete Lucero at (202) 224-6293.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Committee on Environment and Public Works be authorized to meet on Wednesday, July 30, at 9:30 a.m., to conduct a business meeting to consider S. 930, S. 1279, GSA resolutions to authorize the FY 2004 Capital and Investment Leasing Program, H.R. 274, S. 269, S. 551, the Recycled Oil Bill (to be introduced), S. 793, H.R. 1018, H.R. 281, S. 1210, S. 1425, and the POPS implementing bill, to be introduced.

The hearing will be held in SD 406 (Hearing Room).

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON FOREIGN RELATIONS

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, July 30, 2003, at 9 a.m., to hold a nominations hearing.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Committee on Governmental Affairs be authorized to meet on Wednesday, July 30, 2003, at a time and location to be determined to hold a business meeting to consider the nominations of Joe D. Whitley to be General Counsel, Department of Homeland Security; Penrose C.

Albright to be Assistant Secretary of Homeland Security for Plans, Programs, and Budget, Department of Homeland Security, and Joel D. Kaplan to be Deputy Director of the Office of Management and Budget.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to meet in executive session during the session of the Senate on Wednesday, July 30, 2003.

The following agenda will be considered:

Presidential nominations: Howard Radzely, of Maryland, to be Solicitor for the Department of Labor; and Michael Young, of Pennsylvania, to be a member of the Federal Mine Safety and Health Review Commission.

Any additional nominees cleared for action.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON INDIAN AFFAIRS

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Committee on Indian Affairs be authorized to meet on Wednesday, July 30, 2003, at 10 a.m., in room 216 of the Hart Senate Office Building to conduct a business meeting on pending business, to be followed immediately by an oversight hearing on potential settlement mechanisms of the Cobell v. Norton lawsuit.

Mr. President, I also ask unanimous consent that the Committee on Indian Affairs be authorized to meet in the afternoon on Wednesday, July 30, 2003, at 2 p.m., in room 216 of the Hart Senate Office Building to conduct a hearing on S. 578, The Tribal Government Amendments to the Homeland Security Act of 2002.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON THE JUDICIARY

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on "Judicial Nominations" on Wednesday, July 30, 2003, at 10 a.m., in the Dirksen Senate Office Building Room 226.

##### Witness List:

Panel I: Senators.

Panel II: Henry W. Saad to be United States Circuit Judge for the Sixth Circuit.

Panel III: Larry Alan Burns to be United States District Judge for the Southern District of California; Glen E. Conrad to be United States District Judge for the Western District of Virginia; Henry F. Floyd to be United States District Judge for the District of South Carolina; Kim R. Gibson to be United States District Judge for the Western District of Pennsylvania; Michael W. Mosman to be United States District Judge for the District of Oregon; and Dana Makoto Sabraw to be United States District Judge for the Southern District of California.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### COMMITTEE ON THE JUDICIARY

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet to conduct a hearing on Wednesday, July 30, 2003, at 2:30 p.m. in the Dirksen Senate Office Building Room 226 on "An Examination of S. 1194, The Mentally Ill Offender Treatment and Crime Reduction Act of 2003."

##### Witness List:

Panel I: Mr. Ron Honberg, Esq., National Alliance for Mental Illness, Arlington, VA; The Honorable Eve Stratton, Justice Ohio Supreme Court, Columbus, OH; Mr. Reggie Wilkinson, Director of Ohio Department of Rehabilitation & Corrections, Columbus, OH; Sheriff Donald Eslinger, Seminole County Sheriff's Department, Sanford, FL; and The Honorable John Campbell, Vermont State Senate, Quechee, VT.

The PRESIDING OFFICER. Without objection, it is so ordered.

##### PERMANENT SUBCOMMITTEE ON INVESTIGATIONS

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Permanent Subcommittee on Investigations of the Committee on Governmental Affairs be authorized to meet on Wednesday, July 30, 2003, at 9 a.m., for a hearing entitled "SARS: Best Practices for Identifying And Caring for New Cases."

The PRESIDING OFFICER. Without objection, it is so ordered.

##### SUBCOMMITTEE ON SCIENCE, TECHNOLOGY, AND SPACE

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Subcommittee on Science, Technology, and Space be authorized to meet on Wednesday, July 30, 2003, at 2:30 p.m., on Space Exploration.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### PRIVILEGES OF THE FLOOR

Ms. CANTWELL. Mr. President, I ask unanimous consent the privilege of the floor be granted to Antonio Gonzales, Daniel Archuleta, Jasmine Fallstitch, Christine Nelson, Ryan Davies, James Gutierrez, Frank Murray, Tara Peterkin, and Scott Pearsall for today.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. REID. I ask unanimous consent that the privilege of the floor be granted to Erica Buehrens, a legislative fellow on the staff of Senator EDWARDS.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

Mr. HARKIN. Mr. President, I ask unanimous consent that Joanna Bush, Angela Wilson, and Michael Kuehner, interns in my office, be given the privilege of the floor during the debate and vote on amendment No. 1419.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. HATCH. Mr. President, I ask unanimous consent that floor privileges be granted to Tom Johnson, and

Brock Taylor of my staff for the duration of the debate on the Pryor nomination.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. REID. Madam President, I ask unanimous consent that Lisa Polk from the Finance Committee be granted the privileges of the floor for the remainder of the day.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### NATIVE AMERICAN TECHNICAL CORRECTIONS ACT OF 2003

Mr. FRIST. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 100, S. 523.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 523) to make technical corrections to laws relating to Native Americans, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on Indian Affairs with an amendment to strike all after the enacting clause and inserting in lieu thereof the following:

[Strike the part shown in black brackets and insert the part shown in italic.]

S. 523

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### [SECTION. 1. SHORT TITLE; TABLE OF CONTENTS.

[(a) SHORT TITLE.—This Act may be cited as the "Native American Technical Corrections Act of 2003".

[(b) TABLE OF CONTENTS.—The table of contents of this Act is as follows:

[Sec. 1. Short title; table of contents.

[Sec. 2. Definition of Secretary.

#### [TITLE I—TECHNICAL AMENDMENTS AND OTHER PROVISIONS RELATING TO NATIVE AMERICANS

##### [Subtitle A—Technical Amendments

[Sec. 101. Ute Mountain Ute Tribe; oil shale reserve.

[Sec. 102. Bosque Redondo Memorial Act.

[Sec. 103. Navajo-Hopi Land Settlement Act.

[Sec. 104. Cow Creek Band of Umpqua Indians.

[Sec. 105. Pueblo de Cochiti; modification of settlement.

[Sec. 106. Chippewa Cree Tribe; modification of settlement.

[Sec. 107. Mississippi Band of Choctaw Indians.

##### [Subtitle B—Other Provisions Relating to Native Americans

[Sec. 111. Barona Band of Mission Indians; facilitation of construction of pipeline to provide water for emergency fire suppression and other purposes.

[Sec. 112. Conveyance of Native Alaskan objects.

[Sec. 113. Oglala Sioux Tribe; waiver of repayment of expert assistance loans.

[Sec. 114. Pueblo of Acoma; land and mineral consolidation.

[Sec. 115. Pueblo of Santo Domingo; waiver of repayment of expert assistance loans.

[Sec. 116. Quinault Indian Nation; water feasibility study.

[Sec. 117. Santee Sioux Tribe; study and report.

[Sec. 118. Seminole Tribe of Oklahoma; waiver of repayment of expert assistance loans.

[Sec. 119. Shakopee Mdewakanton Sioux Community.

#### [TITLE II—PUEBLO OF SANTA CLARA AND PUEBLO OF SAN ILDEFONSO

[Sec. 201. Definitions.

[Sec. 202. Trust for the Pueblo of Santa Clara, New Mexico.

[Sec. 203. Trust for the Pueblo of San Ildefonso, New Mexico.

[Sec. 204. Survey and legal descriptions.

[Sec. 205. Administration of trust land.

[Sec. 206. Effect.

[Sec. 207. Gaming.

#### [TITLE III—DISTRIBUTION OF QUINULT PERMANENT FISHERIES FUNDS

[Sec. 301. Distribution of judgment funds.

[Sec. 302. Conditions for distribution.

#### [SEC. 2. DEFINITION OF SECRETARY.

[In this Act, except as otherwise provided in this Act, the term "Secretary" means the Secretary of the Interior.

#### [TITLE I—TECHNICAL AMENDMENTS AND OTHER PROVISIONS RELATING TO NATIVE AMERICANS

##### [Subtitle A—Technical Amendments

#### [SEC. 101. UTE MOUNTAIN UTE TRIBE; OIL SHALE RESERVE.

[Section 3405(c) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (10 U.S.C. 7420 note; Public Law 105-261) is amended by striking paragraph (3) and inserting the following:

["(3) With respect to the land conveyed to the Tribe under subsection (b)—

["(A) the land shall not be subject to any Federal restriction on alienation; and

["(B) no grant, lease, exploration or development agreement, or other conveyance of the land (or any interest in the land) that is authorized by the governing body of the Tribe shall be subject to approval by the Secretary of the Interior or any other Federal official.".

#### [SEC. 102. BOSQUE REDONDO MEMORIAL ACT.

[Section 206 of the Bosque Redondo Memorial Act (16 U.S.C. 431 note; Public Law 106-511) is amended—

[(1) in subsection (a)—

[(A) in paragraph (1), by striking "2000" and inserting "2004"; and

[(B) in paragraph (2), by striking "2001 and 2002" and inserting "2005 and 2006"; and

[(2) in subsection (b), by striking "2002" and inserting "2007".

#### [SEC. 103. NAVAJO-HOPI LAND SETTLEMENT ACT.

[Section 25(a)(8) of Public Law 93-531 (commonly known as the "Navajo-Hopi Land Settlement Act of 1974") (25 U.S.C. 640d-24(a)(8)) is amended by striking "annually for fiscal years 1995, 1996, 1997, 1998, 1999, and 2000" and inserting "for each of fiscal years 2003 through 2008".

#### [SEC. 104. COW CREEK BAND OF UMPQUA INDIANS.

[Section 7 of the Cow Creek Band of Umpqua Tribe of Indians Recognition Act (25 U.S.C. 712e) is amended in the third sentence by inserting before the period at the end the following: ", and shall be treated as on-reservation land for the purpose of processing acquisitions of real property into trust".

#### [SEC. 105. PUEBLO DE COCHITI; MODIFICATION OF SETTLEMENT.

[Section 1 of Public Law 102-358 (106 Stat. 960) is amended—

[(1) by striking "implement the settlement" and inserting the following: "implement—

["(1) the settlement;";

[(2) by striking the period at the end and inserting "; and"; and

[(3) by adding at the end the following:

["(2) the modifications regarding the use of the settlement funds as described in the agreement known as the 'First Amendment to Operation and Maintenance Agreement for Implementation of Cochiti Wetlands Solution', executed—

["(A) on October 22, 2001, by the Army Corps of Engineers;

["(B) on October 25, 2001, by the Pueblo de Cochiti of New Mexico; and

["(C) on November 8, 2001, by the Secretary of the Interior.".

#### [SEC. 106. CHIPPEWA CREE TRIBE; MODIFICATION OF SETTLEMENT.

[(a) IN GENERAL.—Section 101(b)(3) of the Chippewa Cree Tribe of The Rocky Boy's Reservation Indian Reserved Water Rights Settlement and Water Supply Enhancement Act of 1999 (Public Law 106-163; 113 Stat. 1782) is amended by striking "3 years" and inserting "6 years".

[(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to any decree described in section 101(b)(1) of the Chippewa Cree Tribe of The Rocky Boy's Reservation Indian Reserved Water Rights Settlement and Water Supply Enhancement Act of 1999 (Public Law 106-163; 113 Stat. 1782) entered into on or after December 9, 1999.

#### [SEC. 107. MISSISSIPPI BAND OF CHOCTAW INDIANS.

[Section 1(a)(2) of Public Law 106-228 (114 Stat. 462) is amended by striking "report entitled" and all that follows through "is hereby declared" and inserting the following: "report entitled 'Report of May 17, 2002, Clarifying and Correcting Legal Descriptions or Recording Information for Certain Lands placed into Trust and Reservation Status for the Mississippi Band of Choctaw Indians by Section 1(a)(2) of Pub. L. 106-228, as amended by Title VIII, Section 811 of Pub. L. 106-568', on file in the Office of the Superintendent, Choctaw Agency, Bureau of Indian Affairs, Department of the Interior, is declared".

##### [Subtitle B—Other Provisions Relating to Native Americans

#### [SEC. 111. BARONA BAND OF MISSION INDIANS; FACILITATION OF CONSTRUCTION OF PIPELINE TO PROVIDE WATER FOR EMERGENCY FIRE SUPPRESSION AND OTHER PURPOSES.

[(a) IN GENERAL.—Notwithstanding any other provision of law, subject to valid existing rights under Federal and State law, and to any easements or similar restrictions which may be granted to the city of San Diego, California, for the construction, operation and maintenance of a pipeline and related appurtenances and facilities for conveying water from the San Vicente Reservoir to the Barona Indian Reservation, or for conservation, wildlife or habitat protection, or related purposes, the land described in subsection (b), fee title to which is held by the Barona Band of Mission Indians of California (referred to in this section as the "Band")—

[(1) is declared to be held in trust by the United States for the benefit of the Band; and

[(2) shall be considered to be a portion of the reservation of the Band.

[(b) LAND.—The land referred to in subsection (a) is land comprising approximately 85 acres in San Diego County, California, and described more particularly as follows: San Bernardino Base and Meridian; T. 14 S., R. 1 E.; sec. 21: W½ SE¼, 68 acres; NW¼ NW¼, 17 acres.

[(c) GAMING.—The land taken into trust by subsection (a) shall neither be considered to have been taken into trust for gaming, nor be used for gaming (as that term is used in the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.).